

**IN THE HIGH COURT OF UTTARANCHAL
AT NAINITAL
ORIGINAL JURISDICTION**

Dated : Nainital the August 23, 2006
Criminal Bail Application No. 621 of 2006
Order on the bail application of accused

CRIMINAL SIDE

Bijendra Singh S/o Shri Ram Chander
R/o Village Jondhan Kalan
Tehsil Israna
District Panipath (Haryana)

... Applicant

Vs

State of Uttaranchal

... Opposite Party

Arising out of Case Crime No. 125 of 2005
Under Sections 302, 120-B, 201, 218, 420, 467, 468, 471 I.P.C.
Police Station Raiwala
District Dehradun

By the court

Hon'ble B.C. Kandpal, J

The applicant has applied for bail in case crime No. 125 of 2005 under Sections 302, 120-B, 201, 218, 420, 467, 468, 471 I.P.C. Police Station Raiwala, District Dehradun.

Heard Sri Sandeep Tandon learned counsel for the applicant, learned A.G.A. for the State and perused the record.

It is a case of triple murder in which one Sunil Kumar has been attributed the role of killing three persons with the firearm at Raiwala, District Dehradun.

The applicant is a head constable with Karnal (Haryana Police) and the allegation against him is under Sections 302, 120-B, 201, 218, 420, 467, 468, 471 I.P.C. As the evidence collected during the investigation reveals that he being the head constable fabricated false documentary evidence in order to show the presence of main culprit Sunil Kumar at other place other than the place, where the murder took place.

The applicant has thus fabricated false evidence so as to facilitate the escape of main culprit Sunil Kumar from legal consequences of his act of murder.

Having considered the aforesaid facts and circumstances of the case, I do not think it is a fit case for bail at this stage.

Accordingly, the bail application is rejected.

(B.C. Kandpal, J.)

23.08.2006
ASWAL